

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 1733 OF 2002
IN
CRIMINAL REVISION APPLICATION NO. 78 OF 1993

Jaykumar Sevaklal Bhanushali ..Applicant

versus

Kiran B. Ekhande & Ors. ..Respondents

Mr. Ganesh Gole i/b. Mr. A. P. Mundargi for the
Applicant.

Mr. S. D. Thokade for the Respondent Nos. 1 and
2.

Mr. Y. S. Shinde, APP for the State.

CORAM : D. G. DESHPANDE, J.

DATE : 19TH JULY, 2005

ORAL ORDER :

1. Heard.

2. This is an application for condoning delay
in filing the Revision. Neither in this application
for condonation of delay nor in the application for
Revision there is any substance both legally or

factually.

3. I had passed an order on 9.11.2001 after hearing Advocate for the Respondent Nos. 1 and 2 and the learned APP. It is an order on merits. The present application is filed for Review though it is termed as Revision or an application for setting aside that order. It is not maintainable. Secondly, there is delay in filing this application. But the question of condoning the delay does not arise in this matter because the very application against the impugned order is not maintainable. Impugned order in the Revision is in respect of show cause notice. The result in the revision is that the applicant has to show cause to the said notice. It does not affect the merits nor right of the applicant to agitate his grievance before the appropriate court.

4. In view of the above, Criminal Application as well as Criminal Revision Application both stands dismissed.

19.7.2005

(D.G. DESHPANDE, J.)